

Daily Digest

HIGHLIGHTS

The House passed H.R. 3210, Terrorism Risk Protection Act.

Senate

Chamber Action

Routine Proceedings, pages S12113–S12218

Measures Introduced: Six bills were introduced, as follows: S. 1742–1747. **Page S12161**

Measures Reported:

Special Report entitled “Report to the Senate on Activities of the Committee on Environment and Public Works for the One Hundred Sixth Congress”. (S. Rept. No. 107–100)

H.R. 1499, to amend the District of Columbia College Access Act of 1999 to permit individuals who graduated from a secondary school prior to 1998 and individuals who enroll in an institution of higher education more than 3 years after graduating from a secondary school to participate in the tuition assistance programs under such Act, with an amendment in the nature of a substitute. (S. Rept. No. 107–101)

H.R. 2061, to amend the charter of Southeastern University of the District of Columbia. (S. Rept. No. 107–102)

H.R. 2199, to amend the National Capital Revitalization and Self-Government Improvement Act of 1997 to permit any Federal law enforcement agency to enter into a cooperative agreement with the Metropolitan Police Department of the District of Columbia to assist the Department in carrying out crime prevention and law enforcement activities in the District of Columbia if deemed appropriate by the Chief of the Department and the United States Attorney for the District of Columbia. (S. Rept. No. 107–103)

H. Con. Res. 88, expressing the sense of the Congress that the President should issue a proclamation recognizing a National Lao-Hmong Recognition Day.

S. Res. 140, designating the week beginning September 15, 2002, as “National Civic Participation Week”.

S. 304, to reduce illegal drug use and trafficking and to help provide appropriate drug education, prevention, and treatment programs, with an amendment in the nature of a substitute.

S. 986, to allow media coverage of court proceedings. **Page S12160**

Measures Passed:

Drug-Free Communities Support Program Extension: Senate passed H.R. 2291, to extend the authorization of the Drug-Free Communities Support Program for an additional 5 years, and to authorize a National Community Antidrug Coalition Institute, clearing the measure for the President. **Page S12216**

Smithsonian Institution Appointment: Committee on Rules and Administration was discharged from further consideration of S.J. Res. 26, providing for the appointment of Patricia Q. Stonesifer as a citizen regent of the Board of Regents of the Smithsonian Institution, and the resolution was then agreed to. **Page S12217**

Comprehensive Retirement Security and Pension Reform Act: Senate agreed to the motion to proceed to consideration of H.R. 10, to provide for pension reform, and then began consideration of the bill, taking action on the following amendments proposed thereto: **Pages S12214–19, S12138–40**

Daschle (for Hatch/Baucus) Amendment No. 2170, in the nature of a substitute. **Page S12138**

Lott/Murkowski/Brownback Amendment No. 2171 (to Amendment No. 2170), to enhance energy conservation, research and development, and to provide for security and diversity in the energy supply for the American people. **Page S12138**

During consideration of this measure today, Senate also took the following actions:

By 96 yeas to 4 nays (Vote No. 343), three-fifths of those Senators duly chosen and sworn having voted in the affirmative, Senate agreed to the motion to close further debate on the motion to proceed to the bill, listed above. **Page S12119**

A motion was entered to close further debate on Lott Amendment No. 2171 (to Amendment No. 2170), listed above and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion will occur on Monday, December 3, 2001. **Page S12138**

A motion was entered to close further debate on Daschle (for Hatch/Baucus) Amendment No. 2170 (listed above) and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion will occur on Monday, December 3, 2001. **Page S12138**

A motion was entered to close further debate on the bill (listed above) and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion will occur on Monday, December 3, 2001. **Page S12139**

Measures Indefinitely Postponed:

Agriculture Appropriations: S. 1191, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 2002. **Page S12216**

Commerce/Justice/State Appropriations: S. 1215, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 2002. **Page S12216**

VA-HUD Appropriations: S. 1216, making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations and offices for the fiscal year ending September 30, 2002. **Page S12216**

Economic Security and Recovery Act Agreement: A unanimous-consent agreement was reached providing for consideration of H.R. 3090, to provide tax incentives for economic recovery. **Page S12140**

Nominations Confirmed: Senate confirmed the following nominations:

John Thomas Korsmo, of North Dakota, to be a Director of the Federal Housing Finance Board for a term expiring February 27, 2009. (Reappointment)

John Thomas Korsmo, of North Dakota, to be a Director of the Federal Housing Finance Board for a term expiring February 27, 2002.

Franz S. Leichter, of New York, to be a Director of the Federal Housing Finance Board for a term expiring February 27, 2006.

Allan I. Mendelowitz, of Connecticut, to be a Director of the Federal Housing Finance Board for a term expiring February 27, 2007.

2 Air Force nominations in the rank of general.
42 Army nominations in the rank of general.

Routine lists in the Air Force, Army, Navy.

Pages S12217–18

Nominations Received: Senate received the following nominations:

J. Joseph Grandmaison, of New Hampshire, to be a Member of the Board of Directors of the Export-Import Bank of the United States for a term expiring January 20, 2005.

Jeanette J. Clark, of the District of Columbia, to be an Associate Judge of the Superior Court of the District of Columbia for the term of fifteen years.

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Messages From the House: **Page S12156**

Measures Referred: **Page S12156**

Measures Placed on Calendar: **Pages S12113, S12156**

Measures Read First Time: **Page S12156**

Executive Communications: **Pages S12156–60**

Executive Reports of Committees: **Pages S12160–61**

Additional Cosponsors: **Pages S12161–62**

Statements on Introduced Bills/Resolutions: **Pages S12162–69**

Additional Statements: **Pages S12154–55**

Amendments Submitted: **Pages S12169–S12215**

Authority for Committees to Meet: **Page S12215**

Record Votes: One record vote was taken today. (Total–343) **Page S12119**

Adjournment: Senate met at 9 a.m., and adjourned at 8:17 p.m., until 9:30 a.m., on Friday, November 30, 2001. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S12217.)

Committee Meetings

(Committees not listed did not meet)

BIOTERRORISM PREPAREDNESS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education held hearings to examine funding for bioterrorism preparedness, focusing on increased surveillance and epidemiological capacity, coordination of community disaster response plans, and improvement of decontamination and treatment facilities, receiving testimony from Jeffrey P. Koplan, Director, Centers for Disease Control and Prevention, and Anthony S. Fauci, Director, National Institute of Allergy and Infectious Diseases, National Institutes of Health, both of the Department of Health and Human Services;

Kenneth Alibek, Advanced Biosystems, Inc., Arlington, Virginia; Joseph A. Barbera, George Washington University Institute for Crisis, Disaster, and Risk Management, Washington, D.C.; and Joseph LeValley, Mercy Medical Center, Des Moines, Iowa.

Hearings recessed subject to call.

NOMINATIONS

Committee on Armed Services: Committee ordered favorably reported 350 nominations in the Army, Navy, and Air Force.

HOUSING AND URBAN DEVELOPMENT

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings to examine housing and community development needs, focusing on the fiscal year 2003 housing and urban development budget, after receiving testimony from Raymond A. Skinner, Maryland Department of Housing and Community Development, Crownsville, on behalf of the National Council of State Housing Agencies; Barbara Sard, Center on Budget and Policy Priorities, and Kurt Creager, National Association of Housing and Redevelopment Officials, both of Washington, D.C.; Edgar O. Olsen, University of Virginia, Charlottesville; David W. Curtis, Leon N. Weiner and Associates, Inc., Wilmington, Delaware, on behalf of the National Association of Home Builders; and F. Barton Harvey, Enterprise Foundation, Columbia, Maryland.

NOMINATIONS

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported the nominations of Arden Bement, Jr., of Indiana, to be Director of the National Institute of Standards and Technology, Conrad Lautenbacher, Jr., of Virginia, to be Under Secretary for Oceans and Atmosphere, both of the Department of Commerce, R. David Paulison, of Florida, to be Administrator of the United States Fire Administration, Federal Emergency Management Agency, William Schubert, of Texas, to be Administrator of the Maritime Administration, Department of Transportation, and certain Coast Guard nominations.

BUSINESS MEETING

Committee on Finance: Committee ordered favorably reported S. 525, to expand trade benefits to certain Andean countries, with an amendment in the nature of a substitute.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of John V. Hanford III, of Virginia, to be Ambassador at Large for International Religious Freedom, Arthur E. Dewey, of

Maryland, to be Assistant Secretary of State for Population, Refugees, and Migration, and John D. Ong, of Ohio, to be Ambassador to Norway, after the nominees testified and answered questions in their own behalf. Mr. Dewey was introduced by Representative Tony Hall.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of James David McGee, of Florida, to be Ambassador to the Kingdom of Swaziland, Kenneth P. Moorefield, of Florida, to be Ambassador to the Gabonese Republic, and the nomination of John Price, of Utah, to be Ambassador to the Republic of Mauritius, and to serve concurrently and without additional compensation as Ambassador to the Federal and Islamic Republic of The Comoros and Ambassador to the Republic of Seychelles. Mr. Price was introduced by Senators Hatch and Bennett.

WMD PROLIFERATION

Committee on Governmental Affairs: Subcommittee on International Security, Proliferation and Federal Services concluded hearings to examine combating proliferation of weapons of mass destruction with nonproliferation assistance programs and coordination, and a related measure, S. 673, to establish within the executive branch of the Government an interagency committee to review and coordinate United States nonproliferation efforts in the independent states of the former Soviet Union, after receiving testimony from Vann H. Van Diepen, Acting Deputy Assistant Secretary of State for Non-Proliferation; Marshall S. Billingslea, Deputy Assistant Secretary of Defense for Negotiation Policy; Kenneth E. Baker, Principal Assistant Deputy Administrator for Defense Nuclear Nonproliferation, National Nuclear Security Administration, Department of Energy; and Matthew S. Borman, Deputy Assistant Secretary of Commerce for Export Administration.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items:

S. 986, to allow media coverage of court proceedings;

S. 304, to reduce illegal drug use and trafficking and to help provide appropriate drug education, prevention, and treatment programs, with an amendment in the nature of a substitute;

S. Res. 140, designating the week beginning September 15, 2002, as "National Civic Participation Week";

H. Con. Res. 88, expressing the sense of the Congress that the President should issue a proclamation

recognizing a National Lao-Hmong Recognition Day; and

The nominations of Harris L. Hartz, of New Mexico, to be United States Circuit Judge for the Tenth Circuit, John D. Bates, of Maryland, to be United States District Judge for the District of Columbia, Kurt D. Engelhardt, to be United States District Judge for the Eastern District of Louisiana, Joe L. Heaton, to be United States District Judge for the Western District of Oklahoma, William P. Johnson, to be United States District Judge for the District of New Mexico, Clay D. Land, to be United States District Judge for the Middle District of Georgia, Frederick J. Martone, to be United States District Judge for the District of Arizona, Danny C. Reeves, to be United States District Judge for the Eastern District of Kentucky, and Julie A. Robinson, to be United States District Judge for the District of Kansas; James Edward Rogan, of California, to be Under Secretary of Commerce for Intellectual Property and Director of the United States Patent and Trademark Office; and Thomas L. Sansonetti, of Wyoming, to be Assistant Attorney General for the Environment and Natural Resources Division, David R. Dugas, to be United States Attorney for the Middle District of Louisiana, Edward Hachiro Kubo, Jr., to be United States Attorney for the District of Hawaii, James A. McDevitt, to be United States Attorney for the Eastern District of Washington, David E. O'Meilia, to be United States Attorney for the Northern District of Oklahoma, Sheldon J. Sperling, to be United States Attorney for the Eastern District of Okla-

homa, and Johnny Keane Sutton, to be United States Attorney for the Western District of Texas, Richard S. Thompson, to be United States Attorney for the Southern District of Georgia, all of the Department of Justice.

Also, the committee announced the following subcommittee assignments:

Subcommittee on Administrative Oversight and the Courts: Senators Schumer (Chairman), Leahy, Kennedy, Feingold, Durbin, Sessions (Ranking Member), Thurmond, Grassley, and Specter.

Subcommittee on Antitrust, Competition and Business and Consumer Rights: Senators Kohl (Chairman), Leahy, Feingold, Schumer, Cantwell, Edwards, DeWine (Ranking Member), Hatch, Thurmond, Specter, and Brownback.

Subcommittee on the Constitution: Senators Feingold (Chairman), Leahy, Kennedy, Schumer, Durbin, Thurmond (Ranking Member), Hatch, Kyl, and McConnell.

Subcommittee on Crime and Drugs: Senators Biden (Chairman), Leahy, Feinstein, Kohl, Durbin, Cantwell, Edwards, Grassley (Ranking Member), Hatch, DeWine, Sessions, Brownback, and McConnell.

Subcommittee on Immigration: Senators Kennedy (Chairman), Feinstein, Schumer, Durbin, Cantwell, Edwards, Brownback (Ranking Member), Specter, Grassley, Kyl, and DeWine.

Subcommittee on Technology, Terrorism and Government Information: Senators Feinstein (Chairman), Biden, Kohl, Cantwell, Edwards, Kyl (Ranking Member), DeWine, Sessions, and McConnell.

House of Representatives

Chamber Action

Reports Filed: Reports were filed today as follows:

H.R. 1022, to amend title 4, United States Code, to make sure the rules of etiquette for flying the flag of the United States do not preclude the flying of flags at half mast when ordered by city and local officials, amended (H. Rept. 107-305);

H.R. 3209, to amend title 18, United States Code, with respect to false communications about certain criminal violations, amended (H. Rept. 107-306); and

H.R. 3275, to implement the International Convention for the Suppression of Terrorist Bombings to strengthen criminal laws relating to attacks on places of public use, to implement the International Convention of the Suppression of the Financing of Ter-

rorism, to combat terrorism and defend the Nation against terrorist acts, amended (H. Rept. 107-307).

(See next issue.)

Journal: The House agreed to the Speaker's approval of the Journal of Wednesday, Nov. 28 by a ye-and-nay vote of 349 yeas to 48 nays with 1 voting "present," Roll No. 459.

Pages H8567-68

Member Sworn—Third Congressional District of Arkansas: Representative-elect John K. Boozman of the Third Congressional District of Arkansas presented himself in the Well of the House and was administered the oath of office by the Speaker.

Pages H8568-69

Terrorism Risk Protection Act: The House passed H.R. 3210, to ensure the continued financial capacity of insurers to provide coverage for risks from terrorism by a recorded vote of 227 ayes to 193 noes, Roll No. 464.

Pages H8572–H8630

Rejected the LaFalce motion to recommit the bill to the Committee on Financial Services with instructions to report it back forthwith with amendments that strikes section 15 dealing with tort provisions and prevents past through of costs related to industry assessments to cover insured losses resulting from acts of terrorism by a recorded vote of 173 ayes to 243 noes, Roll No. 463.

Pages H8627–29

Pursuant to the rule, the amendment in the nature of a substitute consisting of the text of H.R. 3357, to ensure the continued financial capacity of insurers to provide coverage for risks from terrorism, was adopted.

Pages H8593–97

Rejected the LaFalce amendment in the nature of a substitute printed in H. Rept. 107–304 that sought to include an insurance industry deductible of \$5 billion, require terrorism coverage as part of commercial property and casualty insurance, and specifies no limits on tort actions or recoveries by a yea-and-nay vote of 197 yeas to 222 nays, Roll No. 462.

Pages H8613–27

H. Res. 297, the rule that providing for consideration of the bill was agreed to by a recorded vote of 216 ayes to 202 noes, Roll No. 461. Earlier agreed to order the previous question by a yea-and-nay vote of 220 yeas to 204 nays, Roll No. 460.

Pages H8588–89

Muscular Dystrophy Community Assistance, Research and Education Amendments: The House agreed to the Senate amendment to H.R. 717, to amend the Public Health Service Act to provide for research and services with respect to Duchenne muscular dystrophy—clearing the measure for the President.

Page H8630

Recess: At 7:56 the House is in recess subject to the call of the Chair.

Page H8654

Senate Messages: Messages received from the Senate today appear on page H8568.

Referral: S. 1741 was held at the desk.

Page H8568

Quorum Calls—Votes: Three yea-and-nay votes and three recorded votes developed during the proceedings of the House today and appear on pages H8568, H8588, H8588–89, H8626–27, H8628–29, H8629–30. There were no quorum calls.

Adjournment: The House met at 10 a.m. and at 7:56 p.m. stands in recess subject to the call of the Chair.

Committee Meetings

RISK COMMUNICATION: NATIONAL SECURITY AND PUBLIC HEALTH

Committee on Government Reform: Subcommittee on National Security, Veterans Affairs, and International Relations held a hearing on “Risk Communication: National Security and Public Health.” Testimony was heard from David Satcher, M.D., U.S. Surgeon General, Department of Health and Human Services; C. Everett Koop, M.D., former U.S. Surgeon General; and public witnesses

TRAFFICKING VICTIMS PROTECTION ACT IMPLEMENTATION

Committee on International Relations: Held a hearing on Implementation of the Trafficking Victims Protection Act. Testimony was heard from the following officials of the Department of State: Paula J. Dobriansky, Under Secretary, Global Affairs; and Janet Ballantyne, Acting Deputy Administrator, AID; Ralph F. Boyd, Assistant Attorney General, Civil Rights, Department of Justice; Wade Horn, Assistant Secretary, Children and Families, Department of Health and Human Services; and public witnesses.

OVERSIGHT—JUDICIAL MISCONDUCT STATUTES

Committee on the Judiciary: Subcommittee on Courts, the Internet and Intellectual Property held an oversight hearing on “The Operations and Federal Judicial Misconduct and Recusal Statutes.” Testimony was heard from William L. Osteen, U.S. District Judge, Middle District of North Carolina; and public witnesses.

INTERNET GAMBLING MEASURES

Committee on the Judiciary: Subcommittee on Crime held a hearing on the following bills: H.R. 556, Unlawful Internet Gambling Funding Prohibition Act; and H.R. 3215, Combatting Illegal Gambling Reform and Modernization Act. Testimony was heard from Representatives Goodlatte and Leach; Timothy A. Kelly, former Executive Director, National Gambling Impact Study Commission; and Frank Catania, former Director, Division of Gaming Enforcement, State of New Jersey.

NEW PUBLIC LAWS

(For last listing of Public Laws, see DAILY DIGEST, of Tuesday, November 27, 2001, p. D 1168)

H.R. 768, to amend the Improving America's Schools Act of 1994 to extend the favorable treatment of need-based educational aid under the anti-trust laws. Signed on November 20, 2001. (Public Law 107-72)

H.R. 2620, making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 2002. Signed on November 26, 2001. (Public Law 107-73)

H.R. 1042, to prevent the elimination of certain reports. Signed on November 28, 2001. (Public Law 107-74)

H.R. 1552, to extend the moratorium enacted by the Internet Tax Freedom Act through November 1, 2003. Signed on November 28, 2001. (Public Law 107-75)

H.R. 2330, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 2002. Signed on November 28, 2001. (Public Law 107-76)

H.R. 2500, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 2002. Signed on November 28, 2001. (Public Law 107-77)

H.R. 2924, to provide authority to the Federal Power Marketing Administrations to reduce vandalism and destruction of property. Signed on November 28, 2001. (Public Law 107-78)

**COMMITTEE MEETINGS FOR FRIDAY,
NOVEMBER 30, 2001**

(Committee meetings are open unless otherwise indicated)

Senate

No meetings/hearings scheduled.

House

No committee meetings are scheduled.

Joint Meetings

Conference: meeting of conferees on H.R. 1, to close the achievement gap with accountability, flexibility, and choice, so that no child is left behind, 10 a.m., HC-5, Capitol.

Next Meeting of the SENATE

9:30 a.m., Friday, November 30

Next Meeting of the HOUSE OF REPRESENTATIVES

9 a.m., Friday, November 30

Senate Chamber

Program for Friday: Senate will be in a period of morning business.

House Chamber

Program for Friday: Consideration of the conference report on H.R. 2299, Department of Transportation and Related Agencies Appropriations Act, 2002 (subject to a rule).

Extensions of Remarks, as inserted in this issue

HOUSE

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